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CLERK U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

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14 UNITED STATES DISTRICT COURT  
15 NORTHERN DISTRICT OF CALIFORNIA

SBA

17 UNITED STATES OF AMERICA, the  
18 PEOPLE OF THE STATE OF  
CALIFORNIA, *ex rel.* CALIFORNIA  
19 AIR RESOURCES BOARD, and NORTH  
COAST UNIFIED AIR QUALITY  
MANAGEMENT DISTRICT,

20  
21 Plaintiffs,

22 v.

23 EVERGREEN PULP, INC.,

24 Defendant  
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C 07 5067

CIV. NO.

NOTICE OF LODGING OF  
CONSENT DECREE

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1 The United States of America hereby notifies the Court that concurrently with this notice,  
2 the United States is lodging a proposed Consent Decree, which has been fully signed by the  
3 parties. If it is entered by the Court, the Consent Decree will resolve the claims brought in the  
4 complaint filed in this action.

5 Prior to entry, however, the United States must publish notice of the Consent Decree in  
6 the *Federal Register* and accept public comment on the proposed Decree for a period of thirty  
7 days. 28 C.F.R. § 50.7. After the close of the public comment period, the Plaintiffs will either  
8 file a motion requesting the Court to enter the Consent Decree, or the Plaintiffs will inform the  
9 Court that they are exercising their right under Paragraph 72 of the Consent Decree to withdraw  
10 their approval of the Consent Decree. Therefore, the United States requests the Court not to take  
11 any action on the proposed Consent Decree at this time.

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13 Respectfully submitted,

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16 RONALD J. TENPAS  
17 Acting Assistant Attorney General  
18 Environment and Natural Resources  
19 Division

20 By:

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22 ANN C. HURLEY  
23 Trial Attorney  
24 Environmental Enforcement Section  
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